

BE IT REMEMBERED THAT THERE WAS BEGUN AND HELD THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON JANUARY 4, 1994 AT 7:00 P.M. IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	MAYOR JACK GAY
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	RAYMOND C. BRANDLE WILLIAM H. CAMPBELL REUBEN CLEPPER BOBBY W. RUNNELS LEROY SCOTT
OTHERS PRESENT	CHIEF WAYNE MURPHY CHIEF AUBRA EVANS

THE MAYOR DECLARED A QUORUM PRESENT AND DECLARED THE CITY COUNCIL IN SESSION.

THE INVOCATION WAS OFFERED BY BOBBY W. RUNNELS.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, ALDERMAN BRANDLE MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF DECEMBER 21, 1993 BE ACCEPTED AS WRITTEN. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT, BUT THERE WAS NONE.

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING WRITTEN QUOTATIONS FOR THE 1400 FEET OF 8" SDR 35 SEWER PIPE FOR THE SEWER PROJECT ON HIGHWAY 42.

SEE EXHIBIT "A"

CENTRAL PIPE SUPPLY, INC. P O BOX 8946 JACKSON, MS. 39284	\$1.71 PER FT	\$2,400.85
CONSOLIDATED PIPE	\$1.72 PER FT	\$2,408.00
DIXIE WHOLESALE WATERWORKS P O BOX 48 LOUISVILLE, MS. 39339	\$2.07 PER FT	\$2,898.00

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO PURCHASE THE 1400 FT OF 8" SDR 35 SEWER PIPE FROM CENTRAL PIPE SUPPLY, INC. AT A COST \$2,400.85. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THOSE PRESENT AND ABSTAINING:

ALDERMAN RAYMOND C. BRANDLE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDINANCE FOR THE IMPLEMENTATION AND MAINTENANCE OF STRUCTURE ADDRESSES AND THE MARKING THEREOF, WITHIN THE CITY OF PETAL, MISSISSIPPI.

SEE EXHIBIT "B"

ORDINANCE 1994 (80)

THEREUPON, ALDERMAN RUNNELS MADE A MOTION THAT THE FOREGOING ORDINANCE BE ADOPTED. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED CLAIMS #27441 - #27909 OF THE CITY OF PETAL GENERAL FUNDS AND THE CITY OF PETAL WATER AND SEWER FUNDS.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY CLAIMS #27441 - #27909 OF THE CITY OF PETAL GENERAL FUNDS AND THE CITY OF PETAL WATER AND SEWER FUNDS. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FORM LIZ BREWER, COURT CLERK FOR PERMISSION TO ATTEND A REGIONAL TRAINING SEMINAR ON MARCH 24, 1993 IN BILOXI, MS.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE COURT CLERK TO ATTEND THE REGIONAL TRAINING SEMINAR ON MARCH 24, 1993 AND TO PAY HER EXPENSES. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT THE MMA MID-WINTER LEGISLATIVE CONFERENCE WILL BE HELD JANUARY 26-27, 1994 IN JACKSON, MS.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE MAYOR, ALDERMEN AND THE CITY CLERK TO ATTEND THE MMA MID-WINTER CONFERENCE. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, CITY ATTORNEY THOMAS W TYNER PRESENTED THE FOLLOWING NOTICE OF AND PETITION FOR APPEAL TO THE BOARD OF ALDERMEN IN THE MATTER OF THE PETITION OF L. RALPH BYRD TO REQUEST A VARIANCE FROM RURAL FRINGE TO PLACE A MOBILE HOME ON HIS PROPERTY.

SEE EXHIBIT "C"

NOTICE OF AND PETITION FOR APPEAL

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO GRANT AN ADDITIONAL 30 DAYS FROM THE DATE OF THE CLOSING OF THE MINUTES OF THE PETAL BOARD OF ALDERMEN FOR THE MEETING OF DECEMBER 7, 1993 TO PREPARE AND SUBMIT THEIR BILL OF EXCEPTIONS TO THE CLERK OF THE CIRCUIT COURT OF FORREST COUNTY, MISSISSIPPI. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE CITY ATTORNEY TO PREPARE A REQUEST FOR PROPOSALS FOR THE PICK-UP AND DISPOSAL OF THE COMMERCIAL GARBAGE IN THE CITY OF PETAL. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, THE CITY CLERK ADVISED THE BOARD THAT THE 1993 LAND ROLLS PREPARED BY THE FORREST COUNTY TAX ASSESSOR HAVE BEEN RECEIVED AND APPROVED BY THE MISSISSIPPI STATE TAX COMMISSION.

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT THE CITY OF PETAL ACCEPT THE 1993 LAND ROLLS AS APPROVED BY THE STATE OF MISSISSIPPI. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADJOURN. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN BOBBY W RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREBEING NO FURTHER BUSINESS THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON THIS THE 4TH DAY OF JANUARY, A.D., 1994.



JACK GRAY
MAYOR

(SEAL)

ATTEST:




PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"



 FAX 901-355-7817
 848 METER ROAD
 JACKSON, MISSISSIPPI 39204

UTILITY - QUOTATION
CITY OF PETAL SEWER DEPT.

Date: 12/23/93 F.O.B.: Petal
 Delv.:
 Terms:
 Eng:

SUBJECT:

ATTENTION: RALPH

ITEM	QUANTITY	DESCRIPTION	UNIT PRICE	EXTENSION
	1400	8" SDR-35 SEWER PIPE (RG)	1.72	2,408.00
			SUB-TOTAL	
			LESS CASH DISCOUNT	
			TOTAL	

All quantities and materials listed are our interpretation of the specifications and are not guaranteed. Material quantities are limited to that of the manufacturer only. All measurements are subject to variations of standard errors and deviations and are contingent upon surface conditions, change of orders and all other factors beyond our control. No of round will please to apply.

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 By *Michael Murray*
 Title *Sales*

CENTRAL PIPE SUPPLY, INC.
PIPE, VALVES & FITTINGS

101 WARE RD. PEARL, MS 39208
P.O. BOX 8946
JACKSON, MS. 39204-8946
(901) 939-3322
WATS 1-800-844-7700
FAX (901) 932-8944

3998 RUNWAY ROAD
P.O. BOX 18940
MEMPHIS, TENNESSEE 38181-0940
(901) 365-1200
WATS 1-800-888-7448
FAX (901) 363-8371

To: *City of Petal*
Petal, MS

Your No. _____
Project *Bed*
Date Required *12-23-93*

1404

ITEM NO.	QUAN	DESCRIPTION	UNIT PRICE	UNIT	TOTAL
	1404	8" SDR-35 <i>Exhibit</i> Sewer Pipe	1.72		2,408.00
					2,408.00

Shipping date: _____
 The above prices are F.O.B. *Petal, MS*
 Terms: *net 10 days*
 We thank you for the opportunity of serving you and trust we may have the pleasure again.
 CENTRAL PIPE SUPPLY
James Sullivan

EXHIBIT "A"

DIXIE WHOLESALE WATERWORKS CO., INC.

Telephone 773-8086 — P.O. Box 48
Louisville, Mississippi 39339

Please refer to our
Quotation No. _____
Date December 23, 19 93

City of Petal
Attn: Ralph

Your inquiry No. _____ Date _____
Project _____
Bill Date _____

We pleased to quote you as follows:

QUAN.	DESCRIPTION	UNIT PRICE	UNIT	TOTAL
1400	8" SDR 35 sewer pipe	2.07		2,898.00

Shipping Date _____
In above prices are F. O. B. _____
Notes: _____

We thank you for the opportunity of quoting and will appreciate the opportunity to serve you.

DIXIE WHOLESALE WATERWORKS CO., INC.
By Stanley Adams

EXHIBIT "B"

ORDINANCE NO. 1994 (80)

AN ORDINANCE FOR THE IMPLEMENTATION AND MAINTENANCE OF STRUCTURE ADDRESSES AND THE MARKING THEREOF, WITHIN THE CITY OF PETAL, MISSISSIPPI

1) NEW STRUCTURES AND MOBILE HOMES

(A) All persons, firms corporations and other legal entities constructing new structures or locating or relocating mobile homes in the City of Petal, Mississippi, shall obtain an address notification form or serial number, duly issued by the Emergency Management District, Address Systems Office.

(B) No utility company operating in the city of Petal, Mississippi, shall furnish its utility services to any new structure or mobile home, including a mobile home that is moved from one location to another, until it has been issued a valid address and either issued an address notification form or provided with the serial number from the address notification form as issued by The Emergency Management District, Address Systems Office. A "new structure" is defined as a house or apartment newly constructed, being occupied by the applicant for the first time and that will require an installation visit to obtain service. The subscriber will be required to provide proof that an address notification form has been obtained or that a proper address has been issued. Proof shall consist of providing the assigned street and structure number and the serial number of the address notification form as issued by The Emergency Management District, Address Systems Office.

(C) Applicants shall apply for the address notification form from The Emergency Management District, Address Systems Office. Application may be made via telephone or in writing to The Emergency Management District, Address System Office. The Emergency Management District, Address System Office shall furnish the applicant with sufficient copies of the address notification form necessary to present to the utility companies and the United States Postal Service, if requested by said utilities and Postal Service. When a request is made for an address, the approximate location will be obtained from the resident along with any identifying structures or landmarks which may help locate the structure or property requiring the address.

(D) As soon as is practically possible after a request is made for an address to The Emergency Management District, Address Systems Office, an address shall be issued and the necessary form filled out and a serial number assigned to said form. The Address Systems Office shall maintain a record of all address issued.

2. POSTING OF DESIGNATED ADDRESS NUMBERS

The owner or occupant or person in charge of any house, building, mobile home or other structure to which a number has been assigned shall

(A) Within 30 days after the receipt or notification of such number, affix the number in a conspicuous place.

EXHIBIT "B"

(B) Remove any different number which might be mistaken for or confused with the number assigned to said structure by the issuing authority.

(C) Each principal building or structure shall display the number assigned to the frontage on which the front entrance is located. In case the principal building or structure is occupied by more than one building or structure is occupied by more than one business or family dwelling unit, each separate front entrance shall display a separate number. Where suite or lot numbers are assigned the suite or lot number shall also be displayed in the same manner as the house number.

(D) Numerals indicating the official numbers assigned to each principal building, or each front entrance to such building, shall be posted in a manner as to be legible and distinguishable from the street or road on which the property is located, with numbers painted or applied, of not less than two inches (2") in height.

(E) Mail boxes shall be marked with the house number.

(F) If the structure is not visible from the street or road on which it is located, and no mail box is beside the driveway leading to the structure, a sign or number post shall be erected which will allow the numbers to be displayed either vertically from the top down or horizontally.

3. In the event that the owner or occupant or person in charge of any house or building refuses to comply with the terms of this ordinance by failing to affix the number assigned within thirty (30) days after notification, or by failing within said period of thirty (30) days to remove any old numbers affixed to such house, or house entrance, or elsewhere, which may be confused with the number assigned thereto, said owner or occupant shall be punished by paying a fine or not less than ten (10) dollars for every day that the situation is not rectified after receiving a written citation for such failure to comply from the City of Petal Police Department.

4. This Ordinance is limited to structures within the City of Petal, Mississippi.

5. This Ordinance shall take effect and be in force and effect 30 days from and after its passage.

6. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

7. The City Clerk of the City of Petal, Mississippi is directed to publish this Ordinance according to law.

It was therefore declared that said Ordinance be, and the same is, hereby adopted as the Ordinance for the implementation and maintenance of structure addresses and the marking thereof within the City of Petal, Mississippi and that said Ordinance shall take effect and be in force 30 days from its passage.

Those present and voting "Aye" and in favor of the adoption of the foregoing Ordinance as a whole:

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN REUBEN CLEPPER

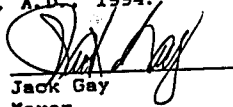
EXHIBIT "B"

ALDERMAN BOBBY W. RUNNELS
ALDERMAN LEROY SCOTT

Those present and voting "Nay" or against
the adoption of the foregoing Ordinance as a
whole:


NONE

Whereupon, the foregoing Ordinance be, and
the same is hereby passed, adopted and approved
on this, the 4th day of January, A.D. 1994.


Jack Gay
Mayor

(Seal)

Attest:


Priscilla C. Daniel
City Clerk

PUBLISH (1) ONE TIME: JANUARY 17, 1994

EXHIBIT "C"

BOARD OF ALDERMEN
CITY OF PETAL, MISSISSIPPI

IN THE MATTER OF THE
PETITION OF L. RALPH
BYRD TO REQUEST A VARIANCE
FROM RURAL FRINGE

NOTICE OF AND PETITION FOR APPEAL TO THE
BOARD OF ALDERMEN OF PETAL, MISSISSIPPI

COMES NOW L. Ralph Byrd, petitioner and appellant, being aggrieved by a decision of the Board of Aldermen of Petal, Mississippi rendered on December 7, 1993 denying his request for a variance in the Rural Fringe (RF) the City of Petal, Mississippi to place mobile home on the property, said property being more particularly described as follows:

A part of the SW/4 of NE/4, Section 30, Township 5 North, Range 12 West, Forrest County, Mississippi, more particularly described as:

From the northeast corner of the SW/4 of NE/4, Section 30, Township 5 North, Range 12 West, Forrest County, Mississippi, run South along the East boundary of said SW/4 of NE/4 for 142.1 feet to the POINT OF BEGINNING; thence run West and perpendicular to the aforesaid line 306.5 feet; thence South 146 feet; thence East 306.5 feet back to the East boundary of the aforesaid SW/4 of NE/4; thence North 146 feet back to the point of beginning, said parcel being situated in the SW/4 of NE/4, Section 30, Township 5 North, Range 12 West, Forrest County, Mississippi, and containing 1.03 acres, more or less.

Said petitioner, pursuant to Section 11-51-75 of the Mississippi Code of 1972, as amended, hereby gives his notice of appeal of the decision of the Board of Aldermen of Petal, Mississippi of December 7, 1993 to deny his request for a variance from rural fringe to place mobile home on property to the Circuit Court of Forrest County, Mississippi.

The petitioner and appellant further moves the Mayor and Board of Aldermen of the City of Petal to grant them an additional thirty (30) days from the date of the closing of the minutes of the Petal Board of Aldermen for the meeting of December 7, 1993 within which (i) to prepare and submit their bill of exceptions embodying the facts, judgment and decision or order of the Board of Aldermen of Petal, Mississippi denying his request for a variance from rural fringe to place a mobile home to property and (ii) to submit the same to the Clerk of the Circuit Court of Forrest County, Mississippi, all as provided by law.

Respectfully submitted,

L. RALPH BYRD

BY 
JAMES W. GLADDEN, JR., Attorney
for the Petitioner

CERTIFICATE OF SERVICE

I, JAMES W. GLADDEN, JR., attorney for L. Ralph Byrd, petitioner and appellant in the action, hereby certify that a true and correct copy of the foregoing Notice of and Petition for Appeal to the Board of Aldermen of Petal, Mississippi has been mailed this day, postage prepaid, to the City Clerk of Petal, Mississippi, at her usual post office address at Post Office Box 564, Petal, Mississippi 39465 and Mr. Thomas W. Tyner, the City Attorney for the City of Petal, Mississippi, at his usual post office address of Post Office Drawer 750, Hattiesburg, Mississippi 39403-0750.

GIVEN on this 3rd day of January, 1994.


JAMES W. GLADDEN, JR.